

# REGULATION MONTGOMERY COUNTY PUBLIC SCHOOLS

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**Related Entries:** COB-RA, COB-EA, COC-RA, COC-EA, COF-EA, IGN, IGO-RA

**Responsible Office:** Deputy Superintendent of School Support and Improvement  
Chief Academic Officer  
Chief Operating Officer

**Related Sources:** Family Smoking Prevention and Tobacco Control Act (Pub. L. 111-31); *Annotated Code of Maryland*, Criminal Law Article §5-627(a) and §10-113 through §10-121; Education Article §26-103; Health-General Article §8-101(1) and §24-305; *Code of Maryland Regulations* (COMAR) 09.12.23.01; 13A.02.04 and 13A08.01.08

## Alcohol, Tobacco, and Other Drugs on Montgomery County Public Schools Property

### I. PURPOSE

To establish procedures and penalties when anyone on Montgomery County Public Schools (MCPS) property, or engaged in MCPS-sponsored activities, is found to be in possession or under the influence of alcohol, tobacco, and other drugs

### II. DEFINITIONS

- A. *Drug* is defined in Maryland law as a controlled dangerous substance that is regulated under the *Maryland Controlled Dangerous Substances Act*, a prescription medication, or a chemical substance when used for unintended and harmful purposes.
- B. *MCPS property* means any school or other facility including grounds owned or operated by MCPS, MCPS buses, and other MCPS vehicles and the facility and/or grounds of any MCPS-sponsored activity involving students.
- C. *Smoking* means to use or carry any lighted cigar, cigarette, pipe, or other tobacco product of any kind. This includes devices that simulate smoking of any kind.

### III. BACKGROUND

Students, staff members, and other visitors to school property are subject to Maryland

laws and Montgomery County Board of Education (Board) policies and MCPS regulations regarding alcohol, tobacco, and other drugs as follows:

- A. Students may not possess, use, or sell tobacco or other smoking products and devices (e.g. e-cigarettes/vaporizers), alcohol, or other drugs, on MCPS property.
- B. No person may possess, use, or sell alcohol on MCPS property, except for very limited circumstances when it may be approved by the Board.
- C. No person may sell or use tobacco on MCPS property at any time.
- D. No person may manufacture, distribute, dispense, or possess with intent to distribute, a controlled dangerous substance in, on, or within 1,000 feet of an MCPS property or in an MCPS vehicle.

#### IV. PROCEDURES

##### A. Students

Guidelines for student incidents related to alcohol, tobacco, and other drugs are addressed in MCPS Regulation IGO-RA, *Guidelines for Incidents of Alcohol, Tobacco, and Other Drug Abuse Involving Students*, and the MCPS *Code of Conduct*.

##### B. Employees

Any MCPS employee who violates the law or Board policy regarding possession and/or use of alcohol, tobacco, and other drugs is subject to disciplinary proceedings of suspension or dismissal.

##### C. Others

1. Persons and groups using MCPS facilities will register with and follow procedures set forth by the Interagency Coordinating Board.
2. The principal/director, or designee, will notify the police about any person observed in possession of or using drugs on school premises.

**Regulation History:** Formerly Regulation No. 230-16, August 13, 1976; directory information updated, January 1983; revised October 9, 1989; revised July 20, 1998; revised December 14, 2004; revised December 20, 2013; revised July 22, 2014; revised September 5, 2014.